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Application No: 09/898,875

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Communication

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AUG 23 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Tsuyoshi Miyano

Attorney Docket No.: ALPSP020

Application No.: 09/898,875

Examiner: GRANT II., Jerome

Filed: July 2, 2001

Group: 2625

Title: PRINTER CAPABLE OF INVALIDATING
A DOCUMENT**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office at facsimile number 571-273-8300 on August 23, 2007.

Signed: 

Deborah Neill

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

The issue fee for this application was timely paid by Haruo Yawata, Limited Recognition No. L0109. After the filing of the payment, it was learned that Mr. Yawata's limited recognition had inadvertently become expired on January 2, 2007, prior to the issue fee payment. Since that time, steps have been taken to reactivate Mr. Yawata's limited recognition status, and that status is presently current. A petition has been filed with the Office of Enrollment and Discipline relating to the effective renewal date of Mr. Yawata's limited recognition status and a final decision is pending. If the Office requires anything further in connection with the orderly prosecution of this application, the Office is respectfully requested to so advise Applicants' undersigned attorneys.

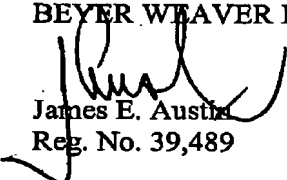
Contingent on it being necessary, Applicant hereby petitions for revival of the application should it be deemed to have been abandoned for untimely payment of this issue fee. Any such abandonment, if found due to Mr. Yawata's status at the time of payment, is respectfully submitted to have been unavoidable given that Mr. Yawata and his employer firm were unaware that his limited recognition status had inadvertently become expired on January 2, 2007, prior to payment of the issue fee. The required reply (issue fee payment) has already been submitted, and so the entire delay in filing the required reply from the due date for the issue fee payment until the filing of this petition was unavoidable. Further, when it was learned that Petitioner's status was noted as "inactive" in the USPTO online records relating to Petitioner's employer's USPTO customer number (22434), Mr. Yawata filed a request for activation of his limited recognition on May 7, 2007. On July 24, 2007, Mr. Yawata's limited recognition was renewed ALPSP020

effective the date of his request. Mr. Yawata has petitioned for renewal of his limited recognition status effective from the renewal date of his current H1B visa authorizing his work in the United States, January 3, 2007. A final decision on the petition is pending. The patent corresponding to this application has issued, and no notice of abandonment has been received. And while no final decision on the petition has yet been rendered, this petition to revive an unavoidably abandoned application or lapsed patent (37 CFR 1.137(a)) is being made as a contingency to avoid any delay should there be a finding of abandonment.

In the alternative, any such abandonment, if found due to Mr. Yawata's status at the time of payment, is respectfully submitted to have been unintentional given that Mr. Yawata and his employer firm were unaware that his limited recognition status had inadvertently become expired on January 2, 2007, prior to payment of the issue fee. The required reply (issue fee payment) has already been submitted. The entire delay in filing the required reply from the due date for the issue fee payment until the filing of this petition was unintentional.

Authorization is provided herewith to deduct any fees found to be due in connection with this filing, including any such fees under 37 CFR 1.17(l) or (m), from Deposit Account 500388 (Order No. BWT1G000). If the Examiner has any questions regarding this filing, he or she is encouraged to contact the undersigned at (510) 663-1100.

Respectfully submitted,
BEYER WEAVER LLP



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